

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

WILLIE C. GREENE,

Plaintiff,

v.

No. CV 18-694 JB/CG

CORRECT CARE SOLUTIONS,  
CURRY COUNTY DETENTION CENTER,

Defendants.

**ORDER GRANTING LEAVE TO PROCEED  
IN FORMA PAUPERIS**

Before the Court is Plaintiff Willie C. Greene's *Motion to Proceed In Forma Pauperis*, (Doc. 2), filed July 19, 2018. Plaintiff's financial information reflects he is unable to prepay the \$400.00 filing fee for this action.

The Court will therefore grant Plaintiff's motion, which reduces the fee to \$350.00, and allow Plaintiff to pay in installments. See 28 U.S.C. § 1915(b)(1). Ordinarily, Plaintiff would be required to make an initial partial payment of "20 percent of the greater of (A) the average monthly deposits to the prisoner's account; or (B) the average monthly balance in the prisoner's account for the 6-month period immediately preceding the filing of the complaint..." *Id.* However, because that amount is only \$3.78 and Plaintiff's account balance is nearly zero, the Court will waive the initial partial payment. See 28 U.S.C. §§ 1915(b)(1), (2).

Plaintiff is reminded that he must still pay the \$350.00 filing fee at a later time and must make monthly payments equal to 20% of the preceding month's income credited to his inmate account. See 28 U.S.C. § 1915(b)(2).

**IT IS THEREFORE ORDERED** that *Plaintiff's Motion to Proceed In Forma*

*Pauperis*, (Doc. 2), is **GRANTED**, and the initial partial payment is **WAIVED**.

**IT IS FURTHER ORDERED** that starting March 1, 2019, Plaintiff shall make monthly payments of twenty percent (20%) of the preceding month's income credited to his account or show cause why the designated payments should be excused.

**IT IS SO ORDERED.**

A handwritten signature in black ink, appearing to read 'Carmen E. Garza', with a horizontal line extending to the right.

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THE HONORABLE CARMEN E. GARZA  
CHIEF UNITED STATES MAGISTRATE JUDGE